

5/12/23, 11:52 AM

<https://publicaccess.courts.oregon.gov/PublicAccessLogin/CaseDetail.aspx?CaseID=33800655>

Skip to Main Content Logout My Account Search Menu Search Civil, Family, Probate and Tax Court Case  
 Records Refine Search Back

Location : All Locations Images Help

**REGISTER OF ACTIONS****CASE NO. 23CV13009**

**Estate of Matthew Reynolds vs The Oregon Department of Human  
 Services, Angela Kneeland, Reigna Rushford, Rhonda Irish, Amy  
 Youngflesh**

§  
§  
§  
§  
§

Case Type: **Tort - Wrongful Death**  
 Date Filed: **03/27/2023**  
 Location: **Multnomah**

**PARTY INFORMATION****Attorneys**

**Defendant Doe 1, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 1, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 1, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 1, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 2, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 2, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 2, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 3, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 4, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Doe 5, Jane/John**  
 Removed: 04/19/2023  
 Clerical Error

**Defendant Irish, Rhonda**  
 100 SW Market Street  
 Portland, OR 97201

**Defendant Kneeland, Angela**  
 75365 Fern Hill Road  
 Rainier, OR 97048

**Defendant Rushford, Reigna**  
 100 SW Market Street  
 Portland, OR 97201

**Defendant The Oregon Department of Human Services**

5/12/23, 11:52 AM

<https://publicaccess.courts.oregon.gov/PublicAccessLogin/CaseDetail.aspx?CaseID=33800655>

500 Summer Street NE  
Salem, OR 97301

**Defendant**     **Youngflesh, Amy**  
2441 SE Sherman Street  
Portland, OR 97214

**Plaintiff**     **Estate of Matthew Reynolds**  
  
8132 SE Lake Rd.  
Unit 110  
Portland, OR 97267

**STEVEN V RIZZO**  
*Retained*  
503 229-1819 x16(W)

**MARY SKJELSET**  
*Retained*  
503 229-1819(W)

---

**EVENTS & ORDERS OF THE COURT**


---

**OTHER EVENTS AND HEARINGS**

03/20/2023	<a href="#"><u>Complaint</u></a> <i>Damages. NOT SUBJECT TO MANDATORY ARBITRATION</i> Created: 03/28/2023 1:56 PM		
03/20/2023	<b>Service</b> The Oregon Department of Human Services	Served Returned	05/01/2023 05/08/2023
	Created: 03/28/2023 1:56 PM		
03/20/2023	<b>Service</b> Kneeland, Angela	Served Returned	04/23/2023 05/05/2023
	Rushford, Reigna	Served Returned	05/04/2023 05/08/2023
	Irish, Rhonda	Served Returned	05/01/2023 05/08/2023
	Youngflesh, Amy	Served Returned	04/27/2023 05/04/2023
	Created: 04/19/2023 9:52 AM		
03/27/2023	<a href="#"><u>Letter</u></a> <i>Relation Back Date</i> Created: 03/28/2023 1:56 PM		
05/04/2023	<a href="#"><u>Proof - Service</u></a> Created: 05/05/2023 10:02 AM		
05/05/2023	<a href="#"><u>Proof - Service</u></a> Created: 05/05/2023 10:24 AM		
05/08/2023	<a href="#"><u>Proof - Service</u></a> Created: 05/08/2023 10:26 AM		
05/08/2023	<a href="#"><u>Proof of Service - Substitute</u></a> Created: 05/08/2023 11:08 AM		
05/08/2023	<a href="#"><u>Proof of Service - Substitute</u></a> Created: 05/08/2023 11:08 AM		

3/20/2023

~~3/27/2023 2:50 PM~~  
23CV13009

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Plaintiff,

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities

Defendants.

Case No.

COMPLAINT FOR DAMAGES

(Civil Rights Violations; Wrongful Death;  
Intentional Infliction of Emotional Distress)

JURY TRIAL REQUESTED

Not Subject to Mandatory Arbitration

Filing Fee: ORS 21.160(1)(d) – \$884

Amount Prayed For: \$7,500,000

Plaintiff alleges that at times relevant and material:

\* \* \*

**PARTIES**

**Plaintiff**

1. Plaintiff Kelsey Conger was duly appointed as the Personal Representative of the Estate of Matthew Reynolds by the Multnomah County Circuit Court Probate Department on October 12, 2021. *See* 10/21/23 Limited Judgment, MCC Case No. 21PB08616.

2. Decedent Matthew Reynolds (hereafter “Matthew”) was a 14-year-old male child.

1 He died in state custody on March 18, 2021.

2 **Defendants**

3 3. Defendant Angela Kneeland was employed as a DHS Permanency Supervisor  
4 assigned to Matthew's child welfare case. Kneeland oversaw and directed subordinate employees.  
5 Kneeland had a duty to protect the safety and health of Matthew.

6 4. Defendant Reigna Rushford was employed as a DHS Certifier. Rushford certified  
7 the C.G. foster home at which Matthew perished. Rushford had a duty to protect the safety and  
8 health of Matthew.

9 5. Defendant Rhonda Irish was employed as a DHS Certification Supervisor. Irish  
10 oversaw and directed Rushford's C.G. certification work. Irish had a duty to protect the safety and  
11 health of Matthew.

12 6. Defendant Amy Youngflesh was employed as a DHS Child Welfare Manager who  
13 oversaw and directed defendants Kneeland, Rushford and Irish. Youngflesh performed work on  
14 behalf of DHS in multiple political subdivisions of the state of Oregon, including her dedicated  
15 workspace and/or home office facility located in Multnomah County. Youngflesh had the duty to  
16 protect the safety and health of Matthew.

17 7. Defendant, the Oregon Department of Human Services ("DHS"), was responsible  
18 for the delivery and administration of federal and state programs relating to the provision of foster  
19 care services throughout the state of Oregon. DHS had the duty to protect the safety and health of  
20 Matthew.

21 8. DHS is liable under *respondeat superior* and/or through the Oregon Tort Claims  
22 Act ("OTCA") for each alleged act and omission of all individual Defendants.

23 9. Defendants Jane or John Does 1-5 include assistance programs, agents, attorneys,  
24 caseworkers, caseworker-supervisors, certifiers, certification supervisors, child protective services  
25 workers, directors, entities, officers, managers, medical providers, and other persons who abetted,  
26 aided, or engaged in constitutional deprivations, statutory violations and/or torts. Their true



1 identities and the nature of their involvement remain unknown to Plaintiff, but will only become  
2 known as formal discovery progresses.

3 10. All individual Defendants and Does acted in the course of their respective agency,  
4 employment and partnership relationships with DHS and they are jointly and severally liable.

5 \* \* \*

### 6 **COMMON FACTUAL ALLEGATIONS**

7 11. As *parens patriae*, Oregon has the power to involuntarily remove children from  
8 their caregivers and to place them into state-sponsored foster care.

9 12. The act of removal from a parent is often traumatic to the child, particularly where  
10 there is a strong parent-child bond.

11 13. Upon removal, children are rendered vulnerable and wholly dependent on Oregon  
12 to protect their safety and health, and meet their medical needs.

13 14. Under the Adoption Assistance and Child Welfare Act of 1980 (“AACWA”),  
14 Oregon received federal reimbursement for foster care maintenance payments made on behalf of  
15 eligible children in consideration for an approved plan for foster care and adoption assistance in  
16 effect in all political subdivisions of the state. *See* 42 USC § 672(a)(1),(2),(3),(10),(16); *see also*  
17 42 U.S.C. § 675(1)(A).

18 15. Under the AACWA, Oregon was required to implement standards to protect the  
19 safety and health of foster children taken into its custody, and provide appropriate medical care for  
20 such children with special needs. *See* 42 U.S.C. § 671(a)(21).

21 16. DHS was the state authority responsible to establish and maintain licensing  
22 standards for foster parents, including the protection of the foster child’s civil rights. *See* 42 USC  
23 §671(a)(10).

24 17. DHS promulgated licensing standards for the certification of individuals applying  
25 to receive a Certificate of Approval to operate and maintain a foster home in Oregon.

26 18. All such individuals were required to possess and demonstrate certain abilities,

1 including *inter alia* (i) sound judgment, responsibility, stability and emotional maturity; (ii) the  
2 ability to manage their home and personal life; (iii) the ability to maintain conditions in the home  
3 that provide for the safety, health and wellbeing of the child; (iv) adequate financial resources to  
4 support the household independent of foster care payments; (v) the physical and mental capacity  
5 to safely parent and provide appropriate medical care for a child; and (vi) a willingness to provide  
6 protected health information and/or participate in an expert evaluation. *See* OAR 413-200-0308.

7 19. DHS knew that heightened scrutiny of foster care applicants and providers was  
8 necessary to protect child safety.

9 20. DHS has been repeatedly sued in federal and state courts for its failure to properly  
10 certify and train applicants and monitor its foster care providers, failure to ensure proper medical  
11 care, and failure to protect child safety. DHS has paid significant sums to resolve such cases out  
12 of court or in consequence of jury verdicts.

13 21. *Wyatt B. et al v. Brown et al*, Case No. 6:19-cv-00556-AA placed DHS on notice  
14 that the failure to properly administer and manage medications for a child suffering with a  
15 congenital heart defect was potentially life threatening and that it was necessary to develop an  
16 appropriate protocol to ensure proper oversight of such medications.

17 22. DHS has been audited by federal and state bodies identifying myriad errors and  
18 omissions relating to the administration and handling of its foster care program. The audits were  
19 critical of DHS's chronic failure to properly certify foster care providers and properly monitor  
20 child safety and health.

21 23. The Oregon Secretary of State's June 2019 Recommendation Follow-up Report to  
22 the 2018 audit ("the RFR") found that "[t]he ongoing lack of appropriate foster placements in  
23 Oregon is a serious risk to the safety and wellbeing of children in the foster system." The RFR also  
24 stressed the need "to provide more appropriate placement settings for children with significant  
25 needs . . . and expand support for children with intensive medical needs to stay in their family  
26 homes."

1           24.     The audits highlighted DHS’s culture of blame and failure to accept responsibility  
2 for its actions.

3           25.     Matthew was born on July 5, 2006.

4           26.     At birth, Matthew was diagnosed with a congenital heart defect, which rendered  
5 him medically fragile and at increased risk of sudden cardiac events.

6           27.     Matthew grew up in the care of his mother (“Mother”). Matthew lived with Mother  
7 and his younger brother in a rented trailer. Matthew and Mother had a strong and loving bond.  
8 Matthew’s younger brother idolized him. Despite impoverished circumstances and other  
9 challenges, the family stayed extremely close. Matthew felt safe in his home and looked to his  
10 family for emotional stability and protection.

11          28.     Throughout his life, Mother had attended to Matthew’s multiple medical  
12 procedures and interventions.

13          29.     In his first year of life, Matthew had two surgical procedures designed to create  
14 functional systemic circulation to move blood between his heart and lungs. At age two, Matthew  
15 underwent a modified Fontan procedure, which connected the superior vena cava to the left  
16 pulmonary artery and the inferior vena cava to the right pulmonary artery. Matthew recovered  
17 from these surgical procedures.

18          30.     In 2010, Matthew underwent a surgical procedure to implant a pacemaker device  
19 in his chest and abdomen to control the heartbeat, and doctors implanted cardiac defibrillator in  
20 his stomach to detect and control for irregular heartbeat or arrhythmias. Matthew tolerated these  
21 surgical procedures as well.

22          31.     The positioning of these implants in Matthew’s body required Mother or other first  
23 responders to administer cardio-pulmonary resuscitation (“CPR”) more carefully in the event of a  
24 sudden cardiac event to avoid placing automated external defibrillator electrodes or paddles close  
25 to or directly over the implants.

26          32.     Mother understood this enhanced CPR technique. When Matthew experienced

1 sudden cardiac events at age four and at age fourteen, Mother performed CPR and successfully  
2 resuscitated Matthew. Mother carried an information card on her person to inform other first  
3 responders about the CPR technique.

4 33. DHS removed Matthew from his home and family in approximately 2014.

5 34. DHS shuffled Matthew between numerous Give Us This Day foster placements  
6 located in and around Portland, eventually landing (at eight years of age) in a residential treatment  
7 facility. DHS knew and/or should have known that such placements were notorious for failing to  
8 provide food and clean bedding, tolerated mold and rodents and allowed staff and others to exert  
9 improper force on the resident children.

10 35. Matthew struggled emotionally from being institutionalized. Alone without his  
11 family around him, Matthew experienced severe mental and emotional distress in the Give Us This  
12 Day placements and attempted suicide at the residential facility in 2015.

13 36. Mother assisted Matthew to recover physically and emotionally from this  
14 experience and regained custody in July 2015. Both Matthew and Mother remained fearful of  
15 DHS.

16 37. In September 2020, Matthew was evaluated at Seattle Children's Hospital for a  
17 potential heart transplant. Matthew's placement on the heart transplant list was deferred for a  
18 period of up to six months to address his complex medical needs, which included dental work,  
19 immunizations, medication dose management, weight/nutrition management, consistency in  
20 communications and logistics and planning.

21 38. DHS pursued Mother's cooperative services agreement, claiming that it would  
22 assist Mother's handling of Matthew's complex medical needs and improve his chance for  
23 placement on the heart transplant list.

24 39. In early December 2020, unbeknownst to Mother and Matthew, DHS sought  
25 custody of Matthew.

26 40. Matthew remained with his Mother, but DHS gained the authority and assumed the

1 responsibility to care for Matthew's complex medical and mental health needs. *See* ORS  
2 419B.376; OAR 413-101-0000(32).

3 41. DHS used its powers to obtain access to Matthew's protected health information  
4 and communicate directly with his medical providers, including his treating cardiologist located  
5 in Portland.

6 42. DHS excluded Mother from these communications. DHS biased the medical  
7 providers against Mother to lay the foundation to again remove Matthew from Mother.

8 43. By approximately February 2021, DHS had all but excluded Mother from  
9 Matthew's care coordination team communications. DHS also excluded Mother's and Matthew's  
10 court appointed attorneys from these communications.

11 44. DHS knew and/or was on notice that if Matthew were removed from Mother, the  
12 substitute placement would require expertise to manage his complex medical and mental health  
13 needs and protect his safety and well-being.

14 45. DHS was cautioned that any such placement would require adequate education  
15 and/or experience to handle Matthew's daily regimen of medications and care needs, manage his  
16 appointments and transportation, and recognize changes in Matthew's symptoms that may signal  
17 problems.

18 46. DHS knew and/or was on notice that removing Matthew from Mother's care posed  
19 an increased risk of severe emotional distress, which further increased the risk of a sudden cardiac  
20 event.

21 47. DHS knew and/or should have known that, if Matthew were removed from Mother,  
22 it was important to safeguard both Matthew's and Mother's emotional condition, and ensure that  
23 the substitute placement was capable of performing enhanced CPR in the event of a sudden cardiac  
24 event.

25 48. In pursuit of removing Matthew, DHS hastily sought instead to certify a relative  
26 substitute placement, C.G., on a so-called "emergency" basis.

1           49.     DHS knew and/or should have known that C.G. had significant mental health issues  
2 likely to impact her ability to meet Matthew's complex medical and mental health needs,  
3 particularly in a state of emergency; and that she was in a dire financial situation and in the process  
4 of filing for personal bankruptcy.

5           50.     DHS knew and/or should have known that C.G. had no children and no parenting  
6 experience, much less experience parenting a medically fragile child; that she resided in a tiny,  
7 upstairs, one-bedroom efficiency, which was distant from Matthew's Portland medical specialists;  
8 and that she only used a bicycle and did not own a car to transport Matthew to and from his multiple  
9 medical appointments.

10          51.     DHS knew and/or should have known that C.G. did not demonstrate a history of  
11 basic medical training, much less experience in handling medical devices and equipment pertinent  
12 to Matthew's medical condition. On information and belief, C.G. was not trained or certified to  
13 provide CPR in the event of Matthew's sudden cardiac event.

14          52.     DHS rushed its "emergency" certification of C.G. in order to effectuate its removal  
15 of Matthew absent a planful transition.

16          53.     DHS received C.G.'s application for certification on March 1, 2021.

17          54.     DHS quickly issued C.G. a Certificate of Approval to operate a foster home on  
18 March 3, 2021, when it knew and/or should have known the C.G. did not meet the certification  
19 standards and that she was unfit to safely parent Matthew and manage his complex medical and  
20 mental health needs.

21          55.     On or about March 10, 2021, DHS sought to "emergently" remove Matthew from  
22 his home and family.

23          56.     In seeking to remove Matthew, DHS denied Matthew his right to attend the  
24 juvenile court proceeding, to speak directly to the judge, and to be involved in making decisions  
25 that directly affected his right to consent to medical care and services. DHS also denied Matthew  
26 the right to participate in his case plan and in any transition plan involving the substitute placement.

1 *See* OAR 413-010-0180(1),(2).

2 57. In connection with the removal process, DHS downplayed its knowledge of  
3 Matthew's complex medical and mental health needs, and claimed that the provision enhanced  
4 medical care was not necessary.

5 58. On or about March 11, 2021, DHS involuntarily removed Matthew from his home  
6 and family and placed him into the C.G. non-medical foster home.

7 59. C.G. was an agent and/or employee of DHS and DHS controlled and/or had the  
8 right to control C.G.

9 60. Matthew was in a special relationship with the state of Oregon and Defendants' acts  
10 and conduct posed a state-created danger.

11 61. At the time of the C.G. placement, DHS knew and/or should have known that C.G.  
12 lacked adequate information and training on Matthew's daily medication regimen, including  
13 information regarding the purpose of the medications, the dosage and the effective method of  
14 administration.

15 62. DHS knew and/or should have known that C.G. was biased against Mother; she  
16 rebuffed Mother's efforts to communicate information concerning Matthew's complex medical  
17 and mental health needs, including the details of his daily medication regimen and the enhanced  
18 CPR technique.

19 63. DHS knew and/or should have known that C.G. acted to limit and impede  
20 Matthew's ability to communicate with his family.

21 64. C.G.'s bias and failures to communicate increased Matthew's sense of fear and  
22 isolation from his family and his risk of a sudden cardiac event.

23 65. On March 17, 2021, DHS had arranged for a supervised in-person visit between  
24 Matthew and his family. This was Matthew's first family visit since his emergent removal. And it  
25 would be the last.

26 66. At the visit, DHS learned that C.G. was not properly administering Matthew's



1 medications. Instead, C.G. mistakenly assumed that Matthew was responsible to self-administer  
2 his own daily medications. Mother reiterated to DHS (in real time) that Matthew required personal  
3 supervision and oversight to ensure that he took his daily medication regimen as prescribed.

4 67. DHS failed to act on this knowledge and Mother's warning. DHS failed to properly  
5 instruct C.G. that it was her responsibility to ensure that Matthew actually took his medications.  
6 Further, DHS failed to have Matthew evaluated by a medical provider to assess whether the lack  
7 of receiving medication had negatively impacted his health condition, and otherwise evaluate the  
8 status of the medication in his system.

9 68. Later that day, DHS and C.G. caused Matthew to miss an in-person cardiac  
10 rehabilitation appointment scheduled for March 17, 2021.

11 69. The next morning, March 18, 2021, Matthew collapsed to the ground outside the  
12 C.G. non-medical foster home during a sudden cardiac event.

13 70. Consistent with her own compromised mental health condition and lack of medical  
14 training, C.G. panicked.

15 71. Consistent with her lack of CPR training and experience, C.G. failed to immediately  
16 and properly perform CPR. After a time, 9-1-1 arrived at the scene. The first responders' attempt  
17 to resuscitate Matthew failed.

18 72. Matthew was pronounced dead at 11:07 a.m. on March 18, 2021.

19 73. DHS refused Mother's requests to know where Matthew's body lay.

20 74. DHS sought a homicide investigation against Mother.

21 75. In the meantime, DHS took possession of Matthew's medications and cell phone  
22 and failed to return this personal property to Mother or provide the property to law enforcement.

23 76. DHS and other involved multidisciplinary team members engaged in numerous  
24 communications with Mother's court appointed attorney and Mother's legal representatives in  
25 Portland regarding the whereabouts of Matthew's personal property, the blood samples that were  
26 withdrawn from Matthew's body following his death, and the conduct of an autopsy.



1           77.     The communications between the parties pertained to preservation of evidence and  
2 other investigative matters and DHS's failure to request and/or conduct an autopsy.

3                                 \* \* \*

4                                 **CLAIMS FOR RELIEF**

5                                 **I.    CIVIL RIGHTS CLAIMS**

6                                 **FIRST CLAIM FOR RELIEF: 42 USC §1983 - Deprivation of Civil Rights**

7                                 **(Defendant Kneeland and Does)**

8           78.     Plaintiff incorporates all prior paragraphs as though fully realleged.

9           79.     42 USC §1983 provides in relevant part that every person who under color of any  
10 statute, ordinance, regulation, custom, or usage, subjects or causes to be subjected, any citizen of  
11 the United States to the deprivation of any rights, privileges, or immunities secured by the  
12 Constitution and laws, shall be liable to the party injured in an action at law, suit in equity or other  
13 proceeding for redress.

14          80.     Matthew had an established constitutional right to safe foster care, social work  
15 supervision and adequate medical care, and the right to participate in decisions concerning his need  
16 for life-saving treatment.

17          81.     Kneeland acted with deliberate indifference to Matthew's recognized liberty  
18 interests and rights as follows:

- 19                 a) Approving, acquiescing in and/or encouraging Matthew's exclusion and Mother's  
20 exclusion from communications with the care coordination team;
- 21                 b) Approving, acquiescing in and/or encouraging the failure to notify and involve  
22 Matthew and his attorney in the case plan;
- 23                 c) Approving, acquiescing in and/or encouraging the failure to notify and involve  
24 Matthew and his attorney regarding DHS's efforts to take custody of Matthew;
- 25                 d) Approving, acquiescing in and/or encouraging the "emergency" certification of  
26 C.G.;

- e) Approving, acquiescing in and/or directing the removal of Matthew from his Mother without a plan to protect his medical and emotional health;
- f) Approving, acquiescing in and/or directing the placement of Matthew in the C.G. non-medical foster home;
- g) Failing to ensure that the C.G. non-medical foster home could meet Matthew's complex medical and mental health needs;
- h) Failing to ensure that Matthew was given his medications as prescribed in the C.G. non-medical foster home;
- i) Ignoring warnings by medical providers about the need for Matthew's placement to have training on the administration of medication and the sequelae of his condition;
- j) Failing to act and/or investigate C.G.'s failure to administer Matthew's prescribed medications;
- k) Failing to have Matthew seen by a medical provider to assess the health and consequences of C.G.'s failure to have administered Matthew's medications on a daily basis; and
- l) Failing to preserve Matthew's personal property, blood sample and other evidence relating to cause of death.

82. Kneeland's conduct was a proximate cause of Matthew's emotional distress, personal injury and death.

83. Plaintiff seeks non-economic damages in the amount of \$7,5000,000.

84. Plaintiff seeks economic damages in an amount to be proven at trial.

85. Plaintiff seeks an award of punitive damages in the amount of \$15,000,000.

86. Plaintiff seeks reasonable attorney fees, costs, and disbursements, under 42 USC §1988.

## **SECOND CLAIM FOR RELIEF: 42 USC §1983 - Deprivation of Civil Rights**

**(Defendant Youngflesh and Does)**

87. Plaintiff incorporates by reference all previous paragraphs as though fully realleged.

88. As District Manager, Youngflesh oversaw Kneeland and other subordinates in connection with DHS's provision of child welfare services to Matthew, his removal and ultimate placement in the C.G. home. Youngflesh also supervised Rushford and Irish in connection with the rushed certification of C.G.'s foster home.

89. Youngflesh acquiesced in, approved and/or participated in all Defendants' collective failure to protect Matthew's safety, medical and mental health.

90. Youngflesh acted with deliberate indifference to Matthew's recognized liberty interests and rights in one or more of the following ways:

- a) Approving, acquiescing in and/or encouraging exclusion of both Matthew and Mother from communications with the care coordination team;
- b) Approving, acquiescing in and/or encouraging the failure to notify and involve Matthew and his attorney in the case plan;
- c) Approving, acquiescing in and/or encouraging the failure to notify and involve Matthew and his attorney regarding DHS's efforts to take custody of Matthew;
- d) Approving, acquiescing in and/or encouraging the "emergency" certification of C.G.;
- e) Approving, acquiescing in and/or directing the removal of Matthew from his Mother without a plan to protect his medical and emotional health;
- f) Approving, acquiescing in and/or directing the placement of Matthew in the C.G. non-medical foster home;
- g) Failing to ensure that the C.G. non-medical foster home could meet Matthew's complex medical and mental health needs;
- h) Failing to ensure that Matthew was given his medications on a daily basis in the

C.G. non-medical foster home;

- i) Ignoring warnings by medical providers about the need for Matthew's placement to have training on the administration of medication and the sequelae of his condition;
- j) Failing to act and/or investigate C.G.'s failure to administer Matthew's daily medications as prescribed;
- k) Failing to have Matthew seen by a medical provider to assess the health and consequences of C.G.'s failure to have administered Matthew's daily medications;
- l) Failing to preserve Matthew's personal property, blood sample and other evidence relating to cause of death; and
- m) Acquiescing in and/or approving taking possession of and/or failing to preserve Matthew's personal property, blood sample and other evidence relating to cause of death.

91. Youngflesh's conduct was a proximate cause of Matthew's emotional distress, personal injury and death.

92. Plaintiff seeks non-economic damages in the amount of \$7,500,000.

93. Plaintiff seeks economic damages in an amount to be proven at trial.

94. Plaintiff seeks an award of punitive damages in the amount of \$15,000,000.

95. Plaintiff seeks reasonable attorney fees, costs, and disbursements, under 42 USC §1988.

**THIRD CLAIM FOR RELIEF: 42 USC §1983 - Deprivation of Civil Rights  
(Defendant Rushford and Does)**

96. Plaintiff incorporates all previous paragraphs as though fully realleged.

97. Defendant Rushford acted with deliberate indifference to Matthew's recognized liberty interests and rights in one or more of the following ways:

- a) Failing to properly determine and/or recognize C.G.'s lack of fitness;

- b) Recommending that C.G. be certified to operate a non-medical foster home for a child who she knew and/or suspected was medically fragile;
- c) Approving in and/or placing Matthew in the C.G. non-medical foster home;
- d) Failing to ensure that C.G. was properly trained to manage Matthew's complex medical and mental health needs, and to properly perform CPR; and
- e) Failing to ensure that C.G. had the medical training and equipment necessary to meet Matthew's complex medical and mental health needs.

98. Rushford's conduct was a proximate cause of Matthew's emotional distress, personal injury and death.

99. Plaintiff seeks non-economic damages in the amount of \$7,500,000.

100. Plaintiff seeks economic damages in an amount to be proven at trial.

101. Plaintiff seeks an award of punitive damages in the amount of \$15,000,000.

102. Plaintiff seeks her reasonable attorney fees, costs, and disbursements, under 42 USC §1988.

**FOURTH CLAIM FOR RELIEF: 42 USC §1983 - Deprivation of Civil Rights  
(Defendant Irish and Does)**

103. Plaintiff incorporates all previous paragraphs as though fully realleged.

104. As the certification supervisor, Irish had a duty to protect Matthew's safety.

105. On or about March 1-3, 2021, Irish knew and/or became aware of concerns that C.G. did not meet certification standards and did not have the medical qualifications necessary to meet Matthew's needs.

106. Nonetheless, Irish approved the COA authorizing C.G. to operate a foster home and placed and/or acquiesced in the placement of Matthew into that home on or about March 11, 2021. Irish then approved and verified Rushford's SAFE Study of C.G. on or about March 15, 2021.

107. Irish knew and/or was aware that Matthew's condition could be life-threatening absent appropriate care and interventions, and that it was medically necessary that C.G. properly

1 administer Matthew's multiple medications.

2 108. On information and belief, Irish became aware that there were concerns that C.G.  
3 was not appropriately administering Matthew's medication, could not get him to his necessary  
4 medical appointments and was relying on an individual with significant child abuse history to  
5 provide care. Despite this, Irish allowed Matthew to remain in the home.

6 109. Defendant Irish acted with deliberate indifference to Matthew's recognized liberty  
7 interests and rights in one or more of the following ways:

- 8 a) Failing to properly train Rushford regarding certification requirements;
- 9 b) Failing to properly supervise Rushford regarding certification requirements;
- 10 c) Approving and/or acquiescing in C.G.'s certification;
- 11 d) Approving and/or acquiescing in the placement of Matthew into the C.G. non-  
12 medical foster home;
- 13 e) Approving and/or acquiescing in the placement of Matthew into the C.G. foster  
14 home knowing that C.G. did not have the medical training, experience or equipment  
15 necessary to meet his extreme medical needs;
- 16 f) Failing to ensure that Matthew was safe in C.G. foster home; and
- 17 g) Failing to ensure that C.G. had the medical training and equipment necessary to  
18 meet Matthew's knowingly medical needs, which she knew or should have known  
19 were extreme and life-threatening.

20 110. Irish's conduct was a proximate cause of Matthew's emotional distress, personal  
21 injury and death.

22 111. Plaintiff seeks non-economic damages in the amount of \$7,500,000.

23 112. Plaintiff seeks economic damages in an amount to be proven at trial.

24 113. Plaintiff seeks an award of punitive damages in the amount of \$15,000,000.

25 Plaintiff seeks her reasonable attorney fees, costs, and disbursements, under 42 USC §1988.

## 26 II. STATE CLAIMS

**FIFTH CLAIM FOR RELIEF: Negligence – Wrongful Death**

**(Defendant DHS)**

114. Plaintiff incorporates by reference all prior paragraphs as though fully realleged.

115. DHS knew and/or should have known that Matthew was both a medically fragile child and an emotionally fragile child, with a history of serious congenital heart defect and self-harm.

116. DHS knew and/or should have known that Matthew and Mother had a strong and loving bond, and that Matthew's peculiar susceptibility to emotional distress and fearfulness of DHS required a planful, trauma informed approach to manner of removal.

117. DHS knew and/or should have known that the failure to properly administer and manage Matthew's medications was potentially life threatening and that it was necessary to develop an appropriate protocol to ensure proper oversight of such medications.

118. DHS knew and/or should have known that Matthew's extreme medical needs required a substitute placement with the ability to provide the level of care and supervision necessary to ensure that such needs were properly met, both to maximize Matthew's potential to be placed on the heart transplant list and also to protect his safety and health.

119. DHS knew and/or should have known that C.G. did not meet the licensing standards, that she was unfit to safely parent Matthew, and/or that she lacked the requisite capacity, skill and experience to properly meet Matthew's complex medical needs.

120. DHS knew and/or should have known that C.G.'s adversity toward Mother impaired Mother's ability to communicate important information to C.G. about Matthew's health habits, including his daily medication regimen and the enhanced CPR technique in light of Matthew's implants.

121. DHS knew and/or should have known – shortly prior to Matthew's death – that C.G. failed to properly supervise his daily medication regimen and missed one in-person cardiac rehabilitation appointment, and that C.G. was not trained or equipped to administer appropriate

1 CPR is the event of a sudden cardiac event, all of which unreasonably increased his risk of injury  
2 and death.

3 122. DHS was negligent in one or more of the following particulars:

- 4 a) Failing to provide Mother the enhanced cooperative services necessary to meet  
5 Matthew's complex medical needs and remain in his home;
- 6 b) Failing to properly inform and communicate with Mother and Matthew regarding  
7 the status of Matthew's case plan;
- 8 c) Failing to timely inform Matthew about juvenile court proceedings;
- 9 d) Failing to allow Matthew to appear before the juvenile court and state where he  
10 wanted to live and where he felt safe;
- 11 e) Obtaining protective custody without Mother's and Matthew's knowledge and  
12 involvement;
- 13 f) Excluding Mother and Matthew from communications, discussions and meetings  
14 with his care coordination team;
- 15 g) Biasing and prejudicing care team members against Mother to lay the foundation  
16 for Matthew's removal from his home and family;
- 17 h) Failing to provide Mother the level of enhanced cooperative services necessary to  
18 meet Matthew's complex medical needs and remain in his home;
- 19 i) Recruiting C.G. to act as a substitute placement for Matthew, a medically fragile  
20 child;
- 21 j) Certifying C.G. to serve as a substitute placement for Matthew;
- 22 k) Removing Matthew from his home and family in his then present medically fragile  
23 condition;
- 24 l) Placing Matthew in the non-medical C.G. foster home, which it knew and/or should  
25 have known could not meet his significant medical needs;
- 26 m) Failing to enact a protocol to ensure proper oversight and administration of



Matthew's necessary medication; and

- n) Failing to address the anticipated and extreme emotional distress Matthew experienced upon removal from his home of origin in his fragile medical condition.

123. DHS's negligence was a substantial factor in the cause of Matthew's emotional distress, personal injury, and death.

**SIXTH CLAIM FOR RELIEF: Negligence *per se* – Wrongful Death**

**(Defendant DHS)**

124. Plaintiff incorporates by reference all prior paragraphs as though fully realleged.

125. DHS was negligent *per se* in one or more of the following particulars:

- a) Certifying C.G. in violation of OAR 413-200-0308;
- b) Failing to place Matthew in an environment that could appropriately meet his needs, in violation of OAR 413-010-0180(1)(a);
- c) Failing to provide Matthew appropriate care and supervision, in violation of OAR 413-010-0180(1)(c);
- d) Failing to provide Matthew with necessary medical and mental health care and treatment, in violation of OAR 413-010-0180(1)(d);
- e) Failing to ensure appropriate visitation with Matthew's family, in violation of OAR 413-010-0180(1)(k);
- f) Failing to monitor the C.G. home, and/or appropriately make and document contacts, in violation of OAR 413-080-0059.

126. DHS's negligence *per se* was a substantial factor in the cause of Plaintiff's emotional distress, personal injury and death.

**SEVENTH CLAIM FOR RELIEF: Reckless Negligence – Wrongful Death**

**(Defendant DHS)**

127. Plaintiff incorporates by reference all prior paragraphs as though fully realleged.

128. DHS acted with reckless negligence in one or more of the following particulars:

- a) Placing Matthew in the non-medical C.G. foster home, which it knew and/or should have known could not meet his significant medical needs;
- b) Failing to ensure that C.G. was properly trained to administer Matthew's daily medication regimen; and
- c) Failing to promptly act on the knowledge that C.G. was failing to properly administer Matthew's daily medication regimen and missed Matthew's in-person cardiac rehabilitation appointment, which increased his risk of injury and death.

129. DHS's recklessness was a substantial factor in the cause of Plaintiff's emotional distress, personal injury and death.

**EIGHTH CLAIM FOR RELIEF: Intentional Infliction of Emotional Distress –  
Survivorship Action  
(Defendant DHS)**

130. Plaintiff incorporates by reference all prior paragraphs as though fully realleged.

131. DHS was in a special relationship with Matthew. DHS engaged in reckless and/or intentional acts and conduct designed to inflict severe emotional distress and grief on Matthew; and/or DHS knew and/or should have known that that its acts and conduct were likely to cause Matthew to suffer severe emotional distress and grief.

132. DHS's acts and conduct in excluding Matthew and Mother from his care plan, excluding Matthew from juvenile court proceedings, which he had a right to appear and be heard, removing Matthew from his home and family in an abrupt and hastily arranged manner, and placing him in a non-medical foster home with a medically untrained foster parent who was at odds with Mother and who disregarded Mother's attempts to communicate important information resulted in Matthew experiencing a cardiac emergency and death apart from the woman whom he loved most and provided him with lifesaving care.

133. DHS engaged in an extraordinary transgression of the bounds of socially tolerable conduct.

\* \* \*

**PRAYER**

Plaintiff prays for judgment and relief in her favor and against defendants as follows:

1. On the First Claim for Relief: **42 USC §1983 – Deprivation of Civil Rights**, against Defendant Kneeland and Does, Personal Representative seeks non-economic damages in the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and reasonable attorney fees, costs and disbursements, and punitive damages in the amount of \$15,000,000.

2. On the Second Claim for Relief: **42 USC §1983 – Deprivation of Civil Rights**, against Defendant Youngflesh and Does, Plaintiff seeks non-economic damages in the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and reasonable attorney fees, costs and disbursements, and punitive damages in the amount of \$15,000,000.

3. On the Third Claim for Relief: **42 USC §1983 – Deprivation of Civil Rights**, asserted against Defendant Rushford and Does, Plaintiff seeks non-economic damages in the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and reasonable attorney fees, costs and disbursements, and punitive damages in the amount of \$15,000,000.

4. On the Fourth Claim for Relief: **42 USC §1983 – Deprivation of Civil Rights**, asserted against Defendant Irish and Does, Plaintiff seeks non-economic damages in the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and attorney fees, costs and disbursements, and punitive damages in the amount of \$15,000,000.

**State Claims:**

5. On the Fifth Claim for Relief: **Wrongful Death – Negligence**, asserted against Defendant DHS, Plaintiff seeks non-economic damages in the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and costs and disbursements.

6. On the Sixth Claim for Relief: **Wrongful Death – Negligence *per se***, asserted

1 against Defendant DHS, Plaintiff seeks non-economic damages in the amount of \$7,500,000,  
2 economic damages in an amount to be proven at the time of trial, and costs and disbursements.

3 7. On the Sixth Claim for Relief: **Wrongful Death – Reckless Negligence**, asserted  
4 against Defendant DHS, Plaintiff seeks non-economic damages in the amount of \$7,500,000,  
5 economic damages in an amount to be proven at the time of trial, and costs and disbursements.

6 8. On the Sixth Claim for Relief: **Intentional Infliction of Emotional Distress –**  
7 **Survivorship Action**, asserted against Defendant DHS, Plaintiff seeks non-economic damages in  
8 the amount of \$7,500,000, economic damages in an amount to be proven at the time of trial, and  
9 costs and disbursements.

10 Plaintiff seeks further necessary or proper relief as the Court may deem equitable and just.

11 Dated: March 20, 2023

12 RIZZO BOSWORTH ERAUT PC

13  
14 By: /s/Steven Rizzo

15 Steven Rizzo OSB No. 840853

16 Mary D. Skjelset OSB No. 075840

17 Rizzo Bosworth Eraut PC

18 1300 SW Sixth Avenue, Suite 330

19 Portland, OR 97201

20 Tel: (503) 229-1819

21 Fax: (503) 229-0630

22 ATTORNEYS FOR PLAINTIFF

3/27/2023 2:50 PM

23CV13009

RIZZO | BOSWORTH | ERAUT<sub>PC</sub>



Steven Rizzo  
srizzo@rizzopc.com

California | Oregon | Washington | Idaho

March 27, 2023

Multnomah County Circuit Court Clerk's Office  
1200 SW First Avenue  
Portland, OR 97204

Re: RESUBMISSION OF REJECTED FILING, RELATION-BACK OF FILING  
REQUESTED re *The Estate of Matthew Reynolds v. ODHS*, Envelope #9417519

Dear Clerk,

Pursuant to UTCR 21.080(5), I am writing on behalf of the plaintiff, The Estate of Matthew Reynolds ("the Estate"), to request that the resubmitted Complaint relate back to the date it was originally filed.

Plaintiff's Complaint was filed electronically on Monday, March 20, 2023 in Envelope #9417519.

That filing was rejected the following day, Tuesday, March 21, 2023. The "Filing Returned" email indicates Envelope Number 9417519 and Case Number 9417519.

The rejection occurred because the parties entered into the system did not correctly reflect the same names of the parties listed in the Complaint and there was a lack of an appropriate filing fee. The resubmitted Complaint correctly identifies the parties and is accompanied by a \$884 filing fee.

A corrected Complaint was filed electronically on Thursday, March 23, 2023 in Envelope #9429602.

That filing was rejected on Monday, March 27, 2023. The "Filing Returned" email indicates Envelope Number 9429602 and Case Number 9429602.

The rejection occurred because the parties entered into the system did not correctly reflect the same names of the parties listed in the Complaint. Jane and John Does 1-5 were not added as defendants. The resubmitted Complaint correctly identifies the parties.

I request that the date of the original filing of the Complaint relate back to March 20, 2023 in Envelope #9417519, because it is necessary to protect the statute of limitations.

Plaintiff understands that this filing will be treated as having been made within three days of the original filing for the purpose of relation-back.

March 27, 2023  
Multnomah County Circuit Court Clerk's Office

Thank you for your consideration of this request.

Sincerely,

*/s/Steven Rizzo*

5/4/2023 12:51 PM  
23CV13009

**PROOF OF SERVICE**

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
IN AND FOR THE COUNTY OF MULTNOMAH

Case Number: 23CV13009

Plaintiff: **The Estate of MATTHEW REYNOLDS**  
vs.

Service Documents:  
SUMMONS AND COMPLAINT

Defendant: **THE OREGON DEPARTMENT OF HUMAN SERVICES**, a government agency;  
**ANGELA KNEELAND**, in her individual capacity; **REIGNA RUSHFORD**, in her individual capacity; **RHONDA IRISH**, in her individual capacity; **AMY YOUNGFLESH**, in her individual capacity; and **JANE and JOHN DOES 1-5**; in their individual and/or official capacities,

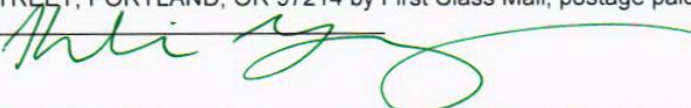
For:  
Rizzo, Mattingly Bosworth P.C.  
1300 Sw 6th Ave  
Suite 330  
Portland, OR 97201

Received by BARRISTER SUPPORT SERVICE, INC. on the 21st day of April, 2023 at 8:42 am to be served on **AMY YOUNGFLESH, 2441 SE SHERMAN STREET, PORTLAND, OR 97214**.

I, Bill Powers, Process Server, do hereby affirm that on the **24th day of April, 2023 at 2:09 pm, I:**

**SUBSTITUTE SERVED** by delivering a true copy of the **SUMMONS AND COMPLAINT** at **2441 SE SHERMAN STREET, PORTLAND, OR 97214** to **"JOHN DOE"**, CO-OCCUPANT, who is a person over the age of 14 years who also resides at the dwelling house or usual place of abode of the person to be served.

**CERTIFICATION OF MAILING:** I Kadie Young certify that on **4/27/2023** a true copy of **SUMMONS AND COMPLAINT** and this Return of Service were mailed to **AMY YOUNGFLESH** to **2441 SE SHERMAN STREET, PORTLAND, OR 97214** by First Class Mail, postage paid.

X 

**Description of Person Served:** Age: 65, Sex: M, Race/Skin Color: WHITE, Height: 6'2", Weight: 190, Hair: SILVER, Glasses: Y





**PROOF OF SERVICE For 23CV13009**

I declare under penalty of perjury that I am a resident of the State of Oregon. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding and am authorized to serve the process described herein. I certify that the person, firm, or corporation served is the identical one named in this action. I am not a party to nor an officer, director, or employee of, nor attorney for any party, corporate or otherwise.

I hereby declare that the above statement is true to the best of my knowledge and belief, and that it is made for use as evidence in court and is subject to penalty for perjury.



**Bill Powers, Process Server**  
Process Server

4/27/2023

Date

**BARRISTER SUPPORT SERVICE, INC.**  
10725 SW Barbur Blvd  
Suite 202  
Portland, OR 97219-6754  
(503) 246-8934

Our Job Serial Number: TSB-2023001786  
Ref: 2127. DHS



Barrister Support Services, Inc.  
10725 SW Barbur Blvd,  
Ste 202,  
Portland, OR 97219

Amy Youngflesh,  
2441 SE Sherman Street,  
Portland, OR 97214



 **US POSTAGE**  
**\$ 01.08**  
First-Class  
Mailed From 97219  
04/27/2023  
032A 0061856084

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Case No. 23CV13009

Plaintiff,

SUMMONS

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,  
Defendants.

TO: Amy Youngflesh  
2441 SE Sherman St.  
Portland, OR 97214

A lawsuit has been filed against you.

IN THE NAME OF THE STATE OF OREGON: You are hereby required to appear and  
defend the complaint filed against you in the above-entitled cause within 30 days from the date  
of service of this summons on you. If you fail to appear and defend, the plaintiff will apply to the  
court for the relief demanded in the complaint.

//

//

1 NOTICE TO DEFENDANT:

2 READ THESE PAPERS CAREFULLY!

3 You must “appear” in this case or the other side will win automatically. To “appear” you  
4 must file with the court a legal document called a “motion” or “answer.” The “motion” or  
5 “answer” must be given to the court clerk or administrator within 30 days along with the required  
6 filing fee. It must be in proper form and have proof of service on the plaintiff’s attorney or, if the  
7 plaintiff does not have an attorney, proof of service on the plaintiff.

8 If you have questions, you should see an attorney immediately. If you need help in  
9 finding an attorney, you may contact the Oregon State Bar’s Lawyer Referral Service online at  
10 [www.oregonstatebar.org](http://www.oregonstatebar.org) or by calling 503-684-3763 (in the Portland metropolitan area) or toll-  
11 free elsewhere in Oregon at 800-452-7636.

12  
13 Dated: April 18, 2023.

14  
15 RIZZO BOSWORTH ERAUT PC

16  
17 By: s/Mary Skjelset

18 Steven Rizzo OSB No. 840853

19 Mary D. Skjelset OSB No. 075840

20 Rizzo Bosworth Eraft PC

21 1300 SW Sixth Avenue, Suite 330

22 Portland, OR 97201

23 Tel: (503) 229-1819

24 Fax: (503) 229-0630

25 [mskjelset@rizzopc.com](mailto:mskjelset@rizzopc.com)

26 [srizzo@rizzopc.com](mailto:srizzo@rizzopc.com)

ATTORNEYS FOR PLAINTIFF



5/5/2023 6:38 AM

23CV13009

**PROOF OF SERVICE**

**IN THE CIRCUIT COURT OF THE STATE OF OREGON  
IN AND FOR THE COUNTY OF MULTNOMAH**

Case Number: 23CV13009

Plaintiff: **The Estate of MATTHEW REYNOLDS**  
vs.

Defendant: **THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,**

Service Documents:  
SUMMONS; COMPLAINT; PLAINTIFF'S  
FIRST REQUEST FOR PRODUCTION &  
INSPECTION; EXHIBITS

For: Rizzo, Mattingly Bosworth P.C.

Received by BARRISTER SUPPORT SERVICE, INC. on the 21st day of April, 2023 at 8:42 am to be served  
on **ANGELA KNEELAND, 75365 FERN HILL ROAD, RAINIER, OR 97048. I, Liz Kuyl**  
being duly sworn, depose and say that on the 23 day of April, 2023 at  
3:15 p.m., executed service by delivering a true copy of the **SUMMONS; COMPLAINT; PLAINTIFF'S  
FIRST REQUEST FOR PRODUCTION & INSPECTION; EXHIBITS** in accordance with state statutes in the  
manner marked below:

☒ **INDIVIDUAL SERVICE:** Served the within-named person personally.

( ) **SUBSTITUTE SERVICE:** By serving \_\_\_\_\_, a person 14 years of age or  
older who resides at the residence of the Defendant. **CERTIFICATION OF MAILING:** A Sub Service mailing  
was completed by mailing copy of the documents along with a statement of the date, time, and manner of  
service via by First Class mail postage prepaid on (date) \_\_\_\_\_.

( ) **OFFICE SERVICE:** By serving \_\_\_\_\_ as \_\_\_\_\_,  
the person apparently in charge of the office in which the Defendant maintains for the conduct of business.  
**CERTIFICATION OF MAILING:** A Sub Service mailing was completed by mailing copy of the documents  
along with a statement of the date, time, and manner of service via by First Class mail postage prepaid on  
(date) \_\_\_\_\_.

( ) **POSTING SERVICE:** Posting the documents in a secure manner to the main entrance or (closest too) in  
a conspicuous location of the premises in question. In accordance with State Statutes.

( ) **TRUSTEE'S NOTICE OF SALE SERVICE:**

1st Attempt: (date) \_\_\_\_\_ (time) \_\_\_\_\_ AM / PM Posted / Served (circle one):  
\_\_\_\_\_ (person served)

2nd Attempt: (date) \_\_\_\_\_ (time) \_\_\_\_\_ AM / PM Posted / Served (circle  
one): \_\_\_\_\_ (person served)

3rd Attempt: (date) \_\_\_\_\_ (time) \_\_\_\_\_ AM / PM Posted / Served (circle  
one): \_\_\_\_\_ (person served)

A copy of the documents along with a statement of the date, time, and manner of service was mailed by first  
class mail addressed to "OCCUPANTS" on (date) \_\_\_\_\_.

( ) **OTHER SERVICE:** As described in the Comments below by serving \_\_\_\_\_ as  
\_\_\_\_\_.

( ) **ALTERNATE SERVICE ADDRESS:**  
\_\_\_\_\_



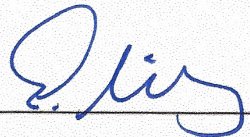


**PROOF OF SERVICE For 23CV13009**

( ) NON-SERVED: I was unable to effect service detailed in the comments below.

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that I am a resident of the State of service. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding and am authorized to serve the process described herein. I certify that the person, firm, or corporation served is the identical one named in this action. I am not a party to nor an officer, director, or employee of, nor attorney for any party, corporate or otherwise.



PROCESS SERVER # \_\_\_\_\_  
Appointed in accordance with State Statutes

**BARRISTER SUPPORT SERVICE, INC.**  
**PO Box 3474**  
**Salem, OR 97302**  
**(503) 246-8934**

Our Job Serial Number: 2023001785  
Ref: 2127. DHS

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Case No. 23CV13009

Plaintiff,

SUMMONS

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,  
Defendants.

TO: Angela Kneeland  
75365 Fern Hill Road  
Rainier, OR 97048

A lawsuit has been filed against you.

IN THE NAME OF THE STATE OF OREGON: You are hereby required to appear and  
defend the complaint filed against you in the above-entitled cause within 30 days from the date  
of service of this summons on you. If you fail to appear and defend, the plaintiff will apply to the  
court for the relief demanded in the complaint.

//

//

1 NOTICE TO DEFENDANT:

2 READ THESE PAPERS CAREFULLY!

3 You must “appear” in this case or the other side will win automatically. To “appear” you  
4 must file with the court a legal document called a “motion” or “answer.” The “motion” or  
5 “answer” must be given to the court clerk or administrator within 30 days along with the required  
6 filing fee. It must be in proper form and have proof of service on the plaintiff’s attorney or, if the  
7 plaintiff does not have an attorney, proof of service on the plaintiff.

8 If you have questions, you should see an attorney immediately. If you need help in  
9 finding an attorney, you may contact the Oregon State Bar’s Lawyer Referral Service online at  
10 [www.oregonstatebar.org](http://www.oregonstatebar.org) or by calling 503-684-3763 (in the Portland metropolitan area) or toll-  
11 free elsewhere in Oregon at 800-452-7636.

12  
13 Dated: April 18, 2023.

14  
15 RIZZO BOSWORTH ERAUT PC

16  
17 By: s/Mary Skjelset

18 Steven Rizzo OSB No. 840853

19 Mary D. Skjelset OSB No. 075840

20 Rizzo Bosworth Eraft PC

21 1300 SW Sixth Avenue, Suite 330

22 Portland, OR 97201

23 Tel: (503) 229-1819

24 Fax: (503) 229-0630

25 [mskjelset@rizzopc.com](mailto:mskjelset@rizzopc.com)

26 [srizzo@rizzopc.com](mailto:srizzo@rizzopc.com)

ATTORNEYS FOR PLAINTIFF



5/8/2023 8:21 AM  
23CV13009

**Proof of Service**

State of Oregon

County of Multnomah

Circuit Court

Case Number: 23CV13009

Plaintiff: **The Estate of MATTHEW REYNOLDS**

vs.

Defendant: **THE OREGON DEPARTMENT OF HUMAN SERVICES**, a government agency; **ANGELA KNEELAND**, in her individual capacity; **REIGNA RUSHFORD**, in her individual capacity; **RHONDA IRISH**, in her individual capacity; **AMY YOUNGFLESH**, in her individual capacity; and **JANE and JOHN DOES 1-5**; in their individual and/or official capacities,

For:

Rizzo, Mattingly Bosworth P.C.  
1300 Sw 6th Ave  
Suite 330  
Portland, OR 97201

Received by Barrister Support Service on the 25th day of April, 2023 at 8:44 am to be served on **THE OREGON DEPARTMENT OF HUMAN SERVICES, 500 SUMMER STREET NE, SALEM, OR 97301**.

I, P. Bustamante, do hereby affirm that on the **1st day of May, 2023 at 11:56 am**, I:

SERVED the within named PUBLIC AGENCY by delivering a true copy of the **SUMMONS; COMPLAINT; PLAINTIFF'S FIRST REQUEST FOR PRODUCTION AND INSPECTION; EXHIBITS to MARIA VILLA as PSR 3** of the within named agency authorized to accept service of process.

**CERTIFICATION OF MAILING:** I certify that on **5/4/2023** a true copy of **SUMMONS; COMPLAINT; PLAINTIFF'S FIRST REQUEST FOR PRODUCTION AND INSPECTION; EXHIBITS** and this Return of Service was mailed to **THE OREGON DEPARTMENT OF HUMAN SERVICES at 500 SUMMER STREET NE, SALEM, OR 97301** by First Class Mail postage paid.

I declare I am a resident of the State of Oregon. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding. I certify that the person, firm, or corporation served is the identical one named in this action. I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

P. Bustamante  
P. Bustamante  
Process Server  
Date 5/4/2023

Barrister Support Service  
P.O. Box 3474  
Salem, OR 97302  
(503) 246-8934

Our Job Serial Number: TSB-2023001781  
Ref: 2127, DHS





Malstrom's Process Service Co.  
PO BOX 3474  
Salem, OR 97302



Rhonda Irish  
c/o the Department of Human Services  
500 Summer St NE  
Salem, Or. 97301

SUB-SERVICE COF

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Case No. 23CV13009

Plaintiff,

SUMMONS

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,  
Defendants.

TO: The Oregon Department of Human Services  
500 Summer Street NE  
Salem, OR 97301

A lawsuit has been filed against you.

IN THE NAME OF THE STATE OF OREGON: You are hereby required to appear and  
defend the complaint filed against you in the above-entitled cause within 30 days from the date  
of service of this summons on you. If you fail to appear and defend, the plaintiff will apply to the  
court for the relief demanded in the complaint.

//

//

1 NOTICE TO DEFENDANT:

2 READ THESE PAPERS CAREFULLY!

3 You must “appear” in this case or the other side will win automatically. To “appear” you  
4 must file with the court a legal document called a “motion” or “answer.” The “motion” or  
5 “answer” must be given to the court clerk or administrator within 30 days along with the required  
6 filing fee. It must be in proper form and have proof of service on the plaintiff’s attorney or, if the  
7 plaintiff does not have an attorney, proof of service on the plaintiff.

8 If you have questions, you should see an attorney immediately. If you need help in  
9 finding an attorney, you may contact the Oregon State Bar’s Lawyer Referral Service online at  
10 [www.oregonstatebar.org](http://www.oregonstatebar.org) or by calling 503-684-3763 (in the Portland metropolitan area) or toll-  
11 free elsewhere in Oregon at 800-452-7636.

12  
13 Dated: April 18, 2023.

14  
15 RIZZO BOSWORTH ERAUT PC

16  
17 By: s/Mary Skjelset

18 Steven Rizzo OSB No. 840853

19 Mary D. Skjelset OSB No. 075840

20 Rizzo Bosworth Eraft PC

21 1300 SW Sixth Avenue, Suite 330

22 Portland, OR 97201

23 Tel: (503) 229-1819

24 Fax: (503) 229-0630

25 [mskjelset@rizzopc.com](mailto:mskjelset@rizzopc.com)

26 [srizzo@rizzopc.com](mailto:srizzo@rizzopc.com)

ATTORNEYS FOR PLAINTIFF

5/8/2023 10:29 AM  
23CV13009

**Proof of Service**

State of Oregon

County of Multnomah

Circuit Court

Case Number: 23CV13009

Plaintiff: **The Estate of MATTHEW REYNOLDS**

vs.

Defendant: **THE OREGON DEPARTMENT OF HUMAN SERVICES**, a government agency; **ANGELA KNEELAND**, in her individual capacity; **REIGNA RUSHFORD**, in her individual capacity; **RHONDA IRISH**, in her individual capacity; **AMY YOUNGFLESH**, in her individual capacity; and **JANE and JOHN DOES 1-5**; in their individual and/or official capacities,

For:

Rizzo, Mattingly Bosworth P.C.  
1300 Sw 6th Ave  
Suite 330  
Portland, OR 97201

Received by Barrister Support Service on the 25th day of April, 2023 at 8:54 am to be served on **REIGNA RUSHFORD C/O THE OREGON DEPARTMENT OF HUMAN SERVICES, 500 SUMMER STREET NE, SALEM, OR 97301**.

I, P. Bustamante, do hereby affirm that on the **1st day of May, 2023 at 11:56 am**, I:

SERVED the within named **REIGNA RUSHFORD**, who is a PUBLIC EMPLOYEE at **500 SUMMER STREET NE, SALEM, OR 97301**, by delivering a true copy of the **SUMMONS AND COMPLAINT** to **MARIA VILLA, PSR 3** who is authorized to accept service of process.

**CERTIFICATION OF MAILING:** I certify that on **5/4/2023** a true copy of **SUMMONS AND COMPLAINT** and this Return of Service was mailed to **REIGNA RUSHFORD C/O THE OREGON DEPARTMENT OF HUMAN SERVICES** at **500 SUMMER STREET NE, SALEM, OR 97301** by First Class Mail postage paid.

I declare I am a resident of the State of Oregon. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding. I certify that the person, firm, or corporation served is the identical one named in this action. I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

P. Bustamante

P. Bustamante  
Process Server

5/4/2023

Date

Barrister Support Service  
P.O. Box 3474  
Salem, OR 97302  
(503) 246-8934

Our Job Serial Number: TSB-2023001783  
Ref: 2127. DHS





Malstrom's Process Service Co.  
PO BOX 3474  
Salem, OR 97302

SUB-SERVICE COPY

Regina Rushford  
c/o The Oregon Department of Human Services  
500 Summer St NE  
Salem, Or. 97301

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Case No. 23CV13009

Plaintiff,

SUMMONS

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,  
Defendants.

TO: Reigna Rushford  
The Oregon Department of Human Services  
500 Summer Street NE  
Salem, OR 97301

A lawsuit has been filed against you.

IN THE NAME OF THE STATE OF OREGON: You are hereby required to appear and  
defend the complaint filed against you in the above-entitled cause within 30 days from the date  
of service of this summons on you. If you fail to appear and defend, the plaintiff will apply to the  
court for the relief demanded in the complaint.

//

//

1 NOTICE TO DEFENDANT:

2 READ THESE PAPERS CAREFULLY!

3 You must “appear” in this case or the other side will win automatically. To “appear” you  
4 must file with the court a legal document called a “motion” or “answer.” The “motion” or  
5 “answer” must be given to the court clerk or administrator within 30 days along with the required  
6 filing fee. It must be in proper form and have proof of service on the plaintiff’s attorney or, if the  
7 plaintiff does not have an attorney, proof of service on the plaintiff.

8 If you have questions, you should see an attorney immediately. If you need help in  
9 finding an attorney, you may contact the Oregon State Bar’s Lawyer Referral Service online at  
10 [www.oregonstatebar.org](http://www.oregonstatebar.org) or by calling 503-684-3763 (in the Portland metropolitan area) or toll-  
11 free elsewhere in Oregon at 800-452-7636.

12  
13 Dated: April 18, 2023.

14  
15 RIZZO BOSWORTH ERAUT PC

16  
17 By: s/Mary Skjelset

18 Steven Rizzo OSB No. 840853

19 Mary D. Skjelset OSB No. 075840

20 Rizzo Bosworth Eraut PC

21 1300 SW Sixth Avenue, Suite 330

22 Portland, OR 97201

23 Tel: (503) 229-1819

24 Fax: (503) 229-0630

25 [mskjelset@rizzopc.com](mailto:mskjelset@rizzopc.com)

26 [srizzo@rizzopc.com](mailto:srizzo@rizzopc.com)

ATTORNEYS FOR PLAINTIFF



5/8/2023 10:29 AM  
23CV13009

**Proof of Service**

State of Oregon

County of Multnomah

Circuit Court

Case Number: 23CV13009

Plaintiff: **The Estate of MATTHEW REYNOLDS**

vs.

Defendant: **THE OREGON DEPARTMENT OF HUMAN SERVICES**, a government agency; **ANGELA KNEELAND**, in her individual capacity; **REIGNA RUSHFORD**, in her individual capacity; **RHONDA IRISH**, in her individual capacity; **AMY YOUNGFLESH**, in her individual capacity; and **JANE and JOHN DOES 1-5**; in their individual and/or official capacities,

For:

Rizzo, Mattingly Bosworth P.C.  
1300 Sw 6th Ave  
Suite 330  
Portland, OR 97201

Received by Barrister Support Service on the 25th day of April, 2023 at 8:49 am to be served on **RHONDA IRISH C/O THE OREGON DEPARTMENT OF HUMAN SERVICES, 500 SUMMER STREET NE, SALEM, OR 97301**.

I, P. Bustamante, do hereby affirm that on the **1st day of May, 2023 at 11:56 am**, I:

SERVED the within named **RHONDA IRISH**, who is a PUBLIC EMPLOYEE at **500 SUMMER STREET NE, SALEM, OR 97301**, by delivering a true copy of the **SUMMONS AND COMPLAINT** to **MARIA VILLA, PSR 3** who is authorized to accept service of process.

**CERTIFICATION OF MAILING:** I certify that on **5/4/2023** a true copy of **SUMMONS AND COMPLAINT** and this Return of Service was mailed to **RHONDA IRISH C/O THE OREGON DEPARTMENT OF HUMAN SERVICES** at **500 SUMMER STREET NE, SALEM, OR 97301** by First Class Mail postage paid.

I declare I am a resident of the State of Oregon. I am a competent person 18 years of age or older and not a party to or attorney in this proceeding. I certify that the person, firm, or corporation served is the identical one named in this action. I hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

P. Bustamante

P. Bustamante  
Process Server

5/4/2023

Date

**Barrister Support Service  
P.O. Box 3474  
Salem, OR 97302  
(503) 246-8934**

Our Job Serial Number: TSB-2023001782  
Ref: 2127. DHS





Malsstrom's Process Service Co.  
PO BOX 3474  
Salem, OR 97302



*The Oregon Department of Human Services  
500 Summer St NE  
Salem, OR 97301*

SUB-SERVICE COPY

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

The Estate of MATTHEW REYNOLDS

Case No. 23CV13009

Plaintiff,

SUMMONS

v.

THE OREGON DEPARTMENT OF  
HUMAN SERVICES, a government agency;  
ANGELA KNEELAND, in her individual  
capacity; REIGNA RUSHFORD, in her  
individual capacity; RHONDA IRISH, in her  
individual capacity; AMY YOUNGFLESH,  
in her individual capacity; and JANE and  
JOHN DOES 1-5; in their individual and/or  
official capacities,  
Defendants.

TO: Rhonda Irish  
The Oregon Department of Human Services  
500 Summer Street NE  
Salem, OR 97301

A lawsuit has been filed against you.

IN THE NAME OF THE STATE OF OREGON: You are hereby required to appear and  
defend the complaint filed against you in the above-entitled cause within 30 days from the date  
of service of this summons on you. If you fail to appear and defend, the plaintiff will apply to the  
court for the relief demanded in the complaint.

//

//

1 NOTICE TO DEFENDANT:

2 READ THESE PAPERS CAREFULLY!

3 You must “appear” in this case or the other side will win automatically. To “appear” you  
4 must file with the court a legal document called a “motion” or “answer.” The “motion” or  
5 “answer” must be given to the court clerk or administrator within 30 days along with the required  
6 filing fee. It must be in proper form and have proof of service on the plaintiff’s attorney or, if the  
7 plaintiff does not have an attorney, proof of service on the plaintiff.

8 If you have questions, you should see an attorney immediately. If you need help in  
9 finding an attorney, you may contact the Oregon State Bar’s Lawyer Referral Service online at  
10 [www.oregonstatebar.org](http://www.oregonstatebar.org) or by calling 503-684-3763 (in the Portland metropolitan area) or toll-  
11 free elsewhere in Oregon at 800-452-7636.

12  
13 Dated: April 18, 2023.

14  
15 RIZZO BOSWORTH ERAUT PC

16  
17 By: s/Mary Skjelset

18 Steven Rizzo OSB No. 840853

19 Mary D. Skjelset OSB No. 075840

20 Rizzo Bosworth Eraft PC

21 1300 SW Sixth Avenue, Suite 330

22 Portland, OR 97201

23 Tel: (503) 229-1819

24 Fax: (503) 229-0630

25 [mskjelset@rizzopc.com](mailto:mskjelset@rizzopc.com)

26 [srizzo@rizzopc.com](mailto:srizzo@rizzopc.com)

ATTORNEYS FOR PLAINTIFF